IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.15255 of 2008
KESHAV NARAYAN BHANDARI
Versus
THE STATE OF BIHAR
---

6. 7.7.2008. Heard the counsel for the petitioner and counsel appearing on behalf of the State.

The petitioner is an accused in a case under Section 302 and other Sections of the Indian Penal Code.

The bail application of the petitioner was earlier rejected on 3.9.2007.

There is a case and counter-case. In the counter case the petitioner's brother has been killed and the persons concerned have been convicted vide annexure-4. It is alleged that Nawal Kishore Bhandari (brother of the petitioner)and Awadh Kishore Bhandari have assaulted Buchai Kamat and Birendra and this petitioner had assaulted with the "Farsa' to Buchai Kamat as a result of which he died.

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Learned counsel for the petitioner submits that since the matter is pending for investigation. So far as Awadh Kishore Bhandari is concerned order for his arrest has been stayed by the Superintendent of Police.

The petitioner is in custody since 2.11.2006.

Considering the aforesaid fact, the petitioner Keshav Narayan Bhandari is directed to be released on bail on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the F. T. C. NO.III, Madhubani in

connection with Benipatti(Arer) P.S. Case No. 88 of 2003 giving rise to Sessions Trial No. 403 of 2007 with the condition that both the bailors should be close relative of the petitioner and the petitioner should attend the trial of this case on each and every date as and when required by the court below and if he is absent even on a single date without any proper cause, his bail bond shall stand cancelled.

The trial of this case should be expedited.

U.K. **(Sheema Ali Khan,J)**

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